

Serial No. 10/752,398
RPC 3172 PUSREMARKS

Reconsideration and allowance are respectfully requested. Claims 1-15 were pending. The Examiner has not addressed claims 13-15. A new non-final office action is therefore requested. New claims 16-18 are added. Claim 4 has been cancelled. No new matter has been added.

Claims 1 and 8 have been amended to address the §112 rejection.

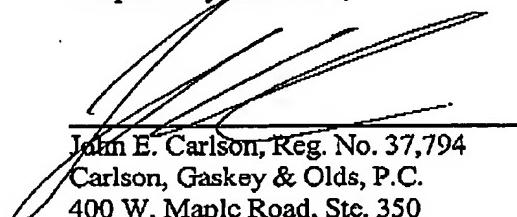
§102 Rejection

Claims 1, 3-6 and 8-12 are rejected under 35 U.S.C. §102(b) as being anticipated by Japanese Patent 2001-270,525 to Ishizuka Glass (Glass). Claims 1 and 8 have been amended to recite, “[a] pallet comprising: ... a plurality of supports extending downward from the deck, *wherein the plurality of supports are nestable within openings associated with a second pallet.*” Glass does not disclose a nestable pallet.

Claims 1-3 and 7-9 are rejected under 35 U.S.C. §102(b) as being anticipated by U.S. Patent 5,046,434 to Breezer (Breezer). Applicant respectfully disagrees. Breezer does not disclose “at least one projection extending outwardly from at least one of the corner edges,” as claimed. Instead, Breezer discloses a lip (A’), as referenced by the Examiner, which extends continuously about the entire periphery of the deck and therefore does not “project” from a corner edge. Claims 1 and 8 have been amended to clarify that the at least one projection extends “outwardly from at least one edge of the corner edges, *wherein the at least one projection is not continuous about a periphery of the deck.*” As such, the claimed invention is allowable over Breezer and withdrawal of the rejection is respectfully requested.

Please charge \$1020 for a three-month extension of time to Deposit Account No. 50-1984. The Commissioner is authorized to charge Deposit Account No. 50-1984 for any additional fees or credit the account for any overpayment.

Respectfully submitted,



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